



**City of Scottsdale  
Charter Review Task Force**

**MARKED AGENDA**

5:00 p.m., Monday, January 11, 2010  
City Hall Kiva Forum, 3939 N. Drinkwater Blvd., Scottsdale, AZ 85251

**Call to Order / Roll Call –**

**MEETING WAS CALLED TO ORDER AT 5:02 P.M. WITH ALL MEMBERS PRESENT.**

**1. Approval of Minutes from the December 14, 2009 Meeting**

**CINDI EBERHARDT MOVED APPROVAL. ALAN KAUFMAN SECONDED. PASSED 7-0.**

**2. Public Comment**

**RAY TORRES AND STEVE HIRSCH SPOKE REGARDING ITEM #4.**

**3. Discussion and possible action regarding recommendations to the City Council to add a provision to the City Charter relating to, or further regulating, certain public expenditures or subsidies to private entities.**

**BARRY BROOME, PRESIDENT AND CEO OF GREATER PHOENIX ECONOMIC COUNCIL; DAVID RODERIQUE, EXECUTIVE DIRECTOR, DOWNTOWN PHOENIX PARTNERSHIP AND FORMER GENERAL MANAGER, CITY OF SCOTTSDALE ECONOMIC VITALITY DEPARTMENT; AND KEVIN MCCARTHY, EXECUTIVE DIRECTOR, ARIZONA TAX RESEARCH ASSOCIATION PRESENTED REGARDING THIS ITEM.**

**CHAIRMAN TWIST ASKED THAT JIM DEROUIN AND ALAN KAUFMAN WORK WITH SHERRY SCOTT ON REVISIONS THAT TAKE INTO CONSIDERATION THE ISSUES THAT HAVE BEEN RAISED IN AN ATTEMPT TO WORK TOWARDS CONSENSUS LANGUAGE.**

**CINDI EBERHARDT ASKED FOR STAFF TO DO AN ANALYSIS ABOUT HOW PAST INCENTIVE PROJECTS WOULD BE IMPACTED BY THE PROPOSED LANGUAGE.**

**CHARLIE SMITH ASKED THAT A REPRESENTATIVE LIST BE PREPARED OF NON-PROFIT ORGANIZATIONS WITH WHICH THE CITY HAS AGREEMENTS.**

**4. Discussion and possible action regarding recommendations to the City Council revising Article 12, Section 2 relating to the establishment of municipally owned and operated utilities (proposed by the ORANGE Coalition).**

**SUSAN BITTER SMITH RECOMMENDED THE CHANGES TO ARTICLE 12, SECTION 2 REGARDING THE ESTABLISHMENT OF MUNICIPALLY OWNED AND OPERATED UTILITIES AS PROPOSED. ALAN KAUFMAN SECONDED. MOTION PASSED 6-1 (CHARLIE SMITH)**

**“Sec. 2. Establishment of municipally owned and operated utilities.**



Persons with a disability may request a reasonable accommodation by contacting the City Clerk's Office at (480) 312-2412. Requests should be made 24 hours in advance, or as early as possible, to allow time to arrange the accommodation. For TTY users, the Arizona Relay Service (1-800-367-8939) may contact the City Clerk's Office at (480) 312-2412.

**The city shall have the power to own and operate any public utility, to construct and install all facilities that are reasonably needed, and to lease or purchase any existing utility properties used or useful to public service. The city may also furnish service to adjacent and nearby territories which ARE NOT SERVED BY A PRIVATELY OWNED UTILITY AND WHICH may be conveniently and economically served by the municipally owned and operated utility, subject to the limitations of the provisions of the general laws of this state. The council may provide by ordinance for the establishment of such utility and provide for its regulation and control and the fixing of rates to be charged. The council may by ordinance provide for the extension, enlargement or improvement of AN existing utility, and provide reasonable reserves for such purpose. BEFORE PASSING AN ORDINANCE OR TAKING ANY OTHER ACTION TO ACQUIRE PRIVATE UTILITY PROPERTY THROUGH EMINENT DOMAIN, THE CITY MUST OBTAIN A FINAL ORDER FROM THE ARIZONA CORPORATION COMMISSION FINDING AND DETERMINING THAT THE PRIVATE UTILITY IS UNABLE OR UNWILLING TO PROVIDE ADEQUATE SERVICE.”**

5. Discussion and possible action regarding recommendations to the City Council revising Article 8, Section 2 relating to contracts for city improvements.

**ITEMS 5 – 9 WILL BE CONTINUED TO THE JANUARY 25, 2010 MEETING.**

6. Discussion and possible action regarding recommendations to the City Council revising Article 7, Section 1 relating to acts requiring an ordinance.
7. Discussion and possible action regarding recommendations to the City Council revising Article 1. Section 3(b) relating to flood control and drainage.
8. Discussion and possible action regarding recommendations to the City Council relating to Article 15. Gender, including a discussion of whether the entire Charter could be amended with one ballot question to make it gender neutral, and repeal Article 15.
9. Discussion and review of Task Force recommendations to date to determine whether additional additions, changes, or deletions are desired.
10. Review, discuss, and possibly amend draft agenda for January 25, 2010 meeting

**IT WAS AGREED THAT THE TASK FORCE WOULD CONTINUE DISCUSSION ON ITEM 3, AND BEGIN DISCUSSION ON ITEMS 5-9 AT THE NEXT MEETING ON JANUARY 25, 2010.**

**Adjournment - MEETING ADJOURNED AT 8:33 P.M.**